

Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 SSO-00 NSCE-00 USIE-00 INRE-00 ARAE-00

CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 AID-05 EB-07 COME-00 FRB-03

TRSE-00 XMB-02 OPIC-03 CIEP-01 LAB-04 SIL-01 OMB-01

INT-05 /082 W

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O 301937Z JUL 75

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 6089

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EO 11652: NA

TAGS: EINV, EMIN, PFOR, PE,US

SUBJ: MARCONA EXPROPRIATION - AMBASSADOR SPEAKS WITH
FOREIGN MINISTRY OFFICIALS

1. DURING NATIONAL DAY CEREMONIES, AMBASSADOR HAD OPPORTUNITY TO DISCUSS MARCONA EXPROPRIATION WITH FOREIGN MINISTRY SECRETARY GENERAL GARCIA BEDOYA AND MAKE BRIEF MENTION OF PROBLEM TO FOREIGN MINISTER DE LA FLOR AT CEREMONIAL FUNCTION. AMBASSADOR ASKED FOR APPOINTMENT TO DISCUSS PROBLEM AND ALL ITS IMPLICATIONS AND SECRETARY GENERAL AGREED TO MEETING TODAY, JULY 30 (TIME TO BE DETERMINED). ALTHOUGH FOREIGN MINISTER IS UNAVAILABLE TODAY (HE IS IN SAN JOSE) HE AGREED TO MEETING TOMORROW.

2. DURING CONVERSATION WITH GARCIA BEDOYA, AMBASSADOR POINTED OUT URGENCY OF ESTABLISHING ORDERLY PROCESS FOR DETERMINATION OF COMPENSATION. HE REFERRED TO LETTER HE HAD WRITTEN TO THEN ACTING FOREIGN MINISTER RICHTER (LIMA 5979) AND DANGER TO CONTINUED GOOD AND IMPROVING RELATIONS BETWEEN TWO COUNTRIES AS RESULT OF EXPROPRIATION WITH-

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OUT COMPENSATION, CITING INTENSE WASHINGTON INTEREST

IN THIS PROBLEM AND SEMI-AUTOMATIC NATURE OF CERTAIN
USG LEGISLATIVE AND ADMINISTRATIVE REQUIREMENTS.
AMBASSADOR ALSO REFERRED TO MINES MINISTER FERNANDEZ
MALDONADO'S SPEECH (LIMA 6043) AT MARCONA, WHICH RE-
QUIRES CLARIFICATION BY THE GOP. AMBASSADOR POINTED
TO STRONG POLITICAL TONE OF SPEECH WHICH RAISED SERIOUS
QUESTIONS, NOT ONLY WITH REGARD TO MARCONA'S RIGHTS TO
PLEAD ITS CASE (THROUGH ITS PERUVIAN LAWYERS, ETC.) BUT
ALSO TO RIGHTS BEFORE PERUVIAN LAW OF MULTINATIONAL
FIRMS GENERALLY. AMBASSADOR REFERRED TO IMPORTANT IM-
PLICATIONS OF THIS SPEECH TO ALL PRESENT AND PROSPECTIVE
FOREIGN INVESTORS IN PERU AND TO FUTURE ACTIVITIES OF
PRIVATE BANKS AND INTERNATIONAL LENDING INSTITUTIONS IN
THIS COUNTRY. ALL THESE POINTS NEED URGENT CLARIFICA-
TION. GARCIA BEDOYA SAID HE UNDERSTOOD THE PROBLEM
THOROUGHLY AND AGREED SOMETHING MUST BE DONE. AMBASSADOR
NOTED THAT ACTING FOREIGN MINISTER'S ADVANCE WARNING HAD
HELPED TO FORESTALL STRONG INSTRUCTIONS FROM WASHINGTON,
BUT THAT THIS WOULD BE INEVITABLE UNLESS ORDERLY COMPEN-
SATION PROCEDURES WERE ESTABLISHED IMMEDIATELY.

3. COMMENT: WE ARE PUSHING FOR THESE PROMISED APPOINT-
MENTS AND HAVE ALSO REQUESTED APPOINTMENT WITH PRIME
MINISTER MORALES BERMUDEZ REGARDING THIS MATTER.
DEAN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NATIONALIZATION, COMPENSATION, SUBSIDIARIES, NEGOTIATIONS, DIPLOMATIC DISCUSSIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 30 JUL 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975LIMA06062
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750263-0170
From: LIMA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975079/aaaaahof.tel
Line Count: 86
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 08 SEP 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08 SEP 2003 by BoyleJA>; APPROVED <13 NOV 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: MARCONA EXPROPRIATION - AMBASSADOR SPEAKS WITH FOREIGN MINISTRY OFFICIALS
TAGS: EINV, EMIN, PFOR, PE, US, MARCONA
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006